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1 KOLESAR & LEATHAM SALVATORE C. GUGINO, ESQ. 2 Nevada Bar No. 2268 400 S. Rampart, Suite 400 3 Las Vegas, Nevada 89145 (702) 362-7800 4 Attorneys for Defendant California 5 Hotel and Casino, a Nevada Corporation d/b/a Sam's Town Hotel, Gambling Hall and Bowling Center Erroneously Identified as Boyd Gaming Corporation d/b/a Sam's Town 7 Hotel and Casino 8 UNITED STATES DISTRICT COURT 9 DISTRICT OF NEVADA 10 JERRY HARTRIM, CASE NO.: 2:11-cv-00003-MMD-PAL 11 Plaintiff, 12 VS. STIPULATION AND ORDER LAS VEGAS METROPOLITAN POLICE DISMISSAL OF BOYD GAMING DEPARTMENT, a Political Subdivision of CORPORATION AND CALIFORNIA the State of Nevada; OFFICER FERRANTE, HOTEL AND CASINO D/B/A SAM'S p#13331, individually and in his official TOWN WITH PREJUDICE capacity as a police officer employed by the Las Vegas Metropolitan Police Department; OFFICER DELARIO, p#13338, individually and in his official capacity as a police officer employed by the Las Vegas Metropolitan Police Department; DOES OFFICERS I-XX, each individually and in their official capacities as police officers employed by the 19 Las Vegas Metropolitan police Department; BOYD GAMING CORPORATION d/b/a SAM'S TOWN HOTEL AND CASINO; DOES SECURITY OFFICERS I-XX, and 21 JOHN DOE I-XX, inclusive, 22 Defendants. 23 IT IS HEREBY STIPULATED AND AGREED, by and between the parties hereto, by and 24 through their respective counsel of record, CAL J. POTTER, III, ESQ. of POTTER LAW OFFICES 25 on behalf of the Plaintiff, JERRY HARTRIM and SALVATORE C. GUGINO, ESO., of KOLESAR 26 & LEATHAM on behalf of Defendant, CALIFORNIA HOTEL AND CASINO, a Nevada 27 corporation, dba SAM'S TOWN HOTEL, GAMBLING HALL and BOWLING CENTER

(erroneously identified as Boyd Gaming Corporation d/b/a Sam's Town Hotel and Casino); that each 1 and every claim, counterclaim, cross-claim and third-party claim in this matter, be dismissed with 2 prejudice, each party to bear their own costs and attorney's fees. 3 DATED this 23rd day of August, 2013. DATED this 23rd day of August, 2013. 4 **KOLESAR & LEATHAM** POTTER LAW OFFICES 5 6 By: /s/ Salvatore C. Gugino By: Cal J. Potter, III 7 SALVATORE C. GUGINO, ESQ. CAL J. POTTER, III, ESQ. Nevada Bar No. 002268 Nevada Bar No. 1988 8 400 S. Rampart, Ste. 400 1125 Shadow Lane Las Vegas, Nevada 89145 Las Vegas, NV 89102 9 (702) 362-7800 (702) 385-1954 Attorneys for Plaintiff Attorneys for Defendant 10 Sam's Town Hotel, Gambling Hall JERRÝ HARTRIM And Bowling Center 11 12 13 14 ORDER 15 IT IS HEREBY ORDERED THAT, pursuant to the Stipulation between Plaintiff JERRY HARTIM and Defendant CALIFORNIA HOTEL AND CASINO D/B/A SAM'S TOWN HOTEL, 17 GAMBLING HALL and BOWLING CENTER, each and every claim, counterclaim, cross-claim and 18 third-party claim of the parties herein, is dismissed with prejudice, each party to bear their own costs 19 and attorney's fees. 20 DATED this day of 2013. 21 22 UNITED STATES MAGISTRATE JUDGE 23 Submitted by: 24 KOLESAR & LEATHAM 25 By: <u>/s/ Salvatore C. Gugino</u> SALVATORE C. GUGINO, ESQ. 26 27 Nevada Bar No. 2268 400 S. Rampart, Ste. 400 28 Las Vegas, Nevada 89145

Attorneys for Defendant